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PATENT

Attorney Docket No. DHI-03864

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James L. Brown
Serial No.: 09/539,735
Filed: 03/30/00
Entitled: DIAGNOSIS OF AUTOIMMUNE DISEASE

Group No.: P. Nolan
Examiner: 1644

RESPONSE TO OFFICE ACTION
MAILED JULY 3, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being transmitted by facsimile to the Patent and Trademark Office.	
Dated: August 2, 2001	By: <u>Maha A. Hamdan</u> Maha A. Hamdan

Sir or Madam:

This communication is responsive to the Restriction Requirement mailed on July 3, 2001.

1. Pending Claims:

Prior to addressing the restriction requirement, Applicant notes that the Examiner erroneously indicated that Claims 1-18 are pending.¹ However, in a Preliminary Amendment which was mailed to the Office on August 7, 2000, Applicant cancelled Claim 2 and amended Claim 1. Accordingly, Claims 1, 3-18 (not Claims 1-18) are pending. A copy of the pending claims is attached at Appendix I for the Examiner's convenience.

2. Restriction Requirement:

The Examiner required election of one of the following species of cultured cells:

- i) FRTL-4 cells;
- ii) CHO-R cells; and

¹ Office Action Summary sheet, items 4 and 8.

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iii) ChoLuc cells.

Applicants hereby elects, without traverse, the ChoLuc cells. Pending Claims 1, 3-18 read on the elected species of cells.

If a telephone interview would aid in the prosecution of this application, Applicant encourages the Examiner to direct such communications as indicated below.

Please charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No.: **08-1290**. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: August 2, 2001Mahattamdan

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